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DEPARTMENT OF NATURAL RESOURCES

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Executive Director

Division of Oil, Gas and Mining

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Division Director

M/047/0090
0002

April 28, 2009

Barclay Cuthbert
Earth Energy Resource Inc.
Suite 740, 404-6 Avenue S. W.
Calgary, Alberta, Canada T2P 0R9

Subject: Fourth Review of Notice of Intention to Commence Large Mining Operations, Earth Energy Resources, PR Springs Mine, M0470090, Uintah County, Utah

Dear Mr. Cuthbert:

The Division has completed a review of your Notice of Intention to Commence Large Mining Operations for the PR Springs Mine, which was received March 25, 2009. The attached comments will need to be addressed before tentative approval may be granted.

The comments are listed under the applicable Minerals Rule heading; please format your response in a similar fashion. We anticipate the plan will be complete after we receive this submittal, so please submit two complete, clean (redline/strikeout removed) copies of the plan. The Division will stamp both copies approved and return one to you. We will also begin the process of issuing tentative approval, including public notice and notification of the Resource Development Coordinating Committee.

The Division will suspend further review of the Notice of Intention until your response to this letter is received. If you have any questions in this regard please contact me at 801-538-5261 or Leslie Heppler, at 801-538-5257. Thank you for your cooperation in completing this permitting action.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB:lah:vs

Attachment: Review

cc: SITLA - WStokes@utah.gov

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**Fourth REVIEW OF NOTICE OF INTENTION
TO COMMENCE LARGE MINING OPERATIONS**

**Earth Energy Resources
PR Springs Mine**

**M/047/0090
April 28, 2009**

105.3 - Drawings or Cross Sections (slopes, roads, pads, etc.)

Comment #	Sheet/Page/Map/Table #	Comments	Initials	Review Action
	Figure 2a / Page 20	Figure 2a and paragraph 4 say the containment "cells will not be constructed on slopes greater than 20 percent (11 degrees)" yet Figure 2a notes "maximum of 20 degrees slope at the toe." Please correct or clarify the text or figure to reflect slope stability model that used for mine planning from the engineer of record.	lah	
	General	It is DOGM's recommendation that slope designations (percent, degrees or horizontal:vertical) are consistent throughout the document.	lah	
	Figure 2a	Upper drawing, berm should not be shown as the same material as the sand tailings.	lah	

106.6 - Plan for protecting & re-depositing soils

Comment #	Sheet/Page/Map/Table #	Comments	Initials	Review Action
	Omission	Please include a statement in the NOI that all available topsoil will be salvaged (include page number, as a new page 26-27 was not submitted)	lah	

R647-4-113 - Surety

Comment #	Sheet/Page/Map/Table #	Comments	Initials	Review Action
	Page 62	Include on surety summary sheet "Bond is for 213 acres and is shown as 'Affected Area'" acres as shown on Figures.	lah	